

## **Chapter 2.32**

### **POLICE DEPARTMENT**

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#### **2.32.010 Chief of Police; Duties Generally.**

The Mayor shall appoint, with approval of the City Council, the Director of the Police Department who shall be known as the Chief of Police, who shall have at least five years of experience in a responsible post in the law enforcement field, and who shall be a member of the unclassified service of the city. The Chief of Police shall be directly responsible to the Mayor and charged with responsibility for the enforcement and maintenance of law and order, and shall:

- (a) Have control and management of all matters relating to the Police Department, its officers and members, and shall have the care, custody and control of all firearms, equipment, books and records belonging to the Police Department;
- (b) Devote full time to the direction of the police work of the city and to the enforcement and maintenance of law and order;
- (c) Assign officers and other personnel to each subdivision of the department and be solely responsible for the reassignment of officers and other personnel from one subdivision of the police department to another;
- (d) Except as otherwise provided in the City Personnel Code, have authority to make rules and regulations covering the conduct of the members of the Police Department and the performance of Police Department functions, provided that such rules and regulations insofar as they pertain to matters covered by the City Personnel Code shall be consistent with and limited to the provisions of that code;
- (e) Cause to be kept books and records of the Police Department for persons arrested for offenses, for property placed in charge of the police department, and such other books and records as shall be required by the operation of the Police Department. (Ord. 15391 §1; January 8, 1990: P.C. §2.28.010; Ord. 11347 §5; April 28, 1975: prior Ord. 10033 §18; February 1, 1971: Ord. 7280 §1; August 20, 1960).

#### **2.32.020 Department Personnel; Responsibilities.**

The Police Department shall consist of all the duly appointed and commissioned police officers of the city, and of the authorized staff personnel. The Chief of Police shall have the immediate charge of the police, and the Chief and the police officers shall have the power and the duty to arrest all offenders against the laws of the state or the ordinances of the city in the same manner as the sheriff or constable, and to keep such offenders in the county jail or other place to prevent their escape, until a trial or examination may be held before a proper officer. The Chief shall have the same power as a sheriff or a constable in relation to all criminal matters and all process issued by the county court. (Ord. 15391 §2; January 8, 1990: P.C. §2.28.020: Ord. 12724 §1; October 29, 1979: prior Ord. 7280 §2; August 22, 1960).

#### **2.32.030 Organization.**

Under the direction and supervision of the Mayor, the Chief of Police shall organize the Police Department to best facilitate the enforcement and maintenance of law and order. (Ord. 15391 §3; January 8, 1990: P.C. §2.28.030: Ord. 12499 §2; February 5, 1979: prior Ord. 8881 §1; December 13, 1965: Ord. 7280 §3; August 22, 1960).

#### **2.32.040 Health Violation Reports.**

It shall be the duty of all police officers to report to the Health Department all violations of the health ordinances of the city and all cases of infectious or dangerous diseases coming to their notice. (Ord. 15391 §4; January 8, 1990: P.C. §2.28.050: Ord. 3489 §27-1213; July 6, 1936).

#### **2.32.050 Duties in Case of Fire.**

It shall be the duty of all members of the Police Department to aid the Fire and Rescue Department by giving alarms in case of fire, and in clearing the streets or grounds in the immediate vicinity of the fire so that the members of the Fire and Rescue Department shall not be hindered or obstructed in the performance of their duties. (Ord. 18170 §14; April 28, 2003: prior Ord. 15391 §5; January 8, 1990: P.C. §2.28.060: Ord. 3489 §27-1214; July 6, 1936).

#### **2.32.060 Badges.**

Every member of the police force shall wear a suitable badge, to be furnished by the city, and any member who shall lose or destroy the same shall be required to pay the cost of replacing it; and whenever any member shall leave the force, he shall immediately deliver his badge to the Chief of Police. (Ord. 15391 §6; January 8, 1990: P.C. §2.28.090: Ord. 3489 §27-1217; July 6, 1936).

#### **2.32.070 Uniforms.**

All regular police officers, when upon duty, shall wear uniforms and badges denoting their occupation. (Ord. 16685 §1; October 17, 1994: prior Ord. 15391 §7; January 8, 1990: P.C. §2.28.100: Ord. 3489 §27-1218; July 6, 1936).

#### **2.32.080 Broadcasting Stations; Use by Police.**

The Police Department of the city is hereby authorized, with the approval of the City Council, to purchase, lease or otherwise acquire and operate one or more radio broadcasting stations in the city, to be used for police purposes only. Such radio stations shall broadcast all police dispatches and reports

submitted to them which pertain to the apprehension of criminals, the prevention of crime and the maintenance of law and order, in order to assist police officers of the city and other peace officers more effectively to discharge their duties. (Ord. 15391 §8; January 8, 1990: P.C. §9.60.010: Ord. 3489 §36-201; July 6, 1936).

#### **2.32.090      Receiving Sets; Use by Police.**

The Police Department of the city, with the approval of the City Council, is hereby authorized to purchase or acquire and furnish radio receiving sets for Police Department automobiles. These radio receiving sets shall be used by such police officers in the performance of their duties in the city, and shall also be set in readiness to receive any report or message that may be broadcast from any radio broadcasting station operating under the provisions of this chapter. Every peace officer, other than police officers of the city, using a radio set in the city, shall make a report to the Chief of Police of said city at such time and containing such information as he may require. (Ord. 15391 §9; January 8, 1990: P.C. §9.60.020: Ord. 3489 §36-202; July 6, 1936).

#### **2.32.100      Priority of Police Messages.**

Every telegraph and telephone company operating in the city shall insofar as possible, give priority to all message or calls directed to the radio broadcasting station established under this chapter. (Ord. 15391 §10; January 8, 1990: P.C. §9.60.030: Ord. 3489 §36-203; July 6, 1936).

#### **2.32.110      Fees.**

The Police Department of the City is hereby authorized to charge the following fees for records provided to any person pursuant to the provisions of Nebraska statutes or this code:

- (a) Criminal Histories: \$10.00;
- (b) Accident Reports: \$ 2.00.

(Ord. 17400 §1; August 17, 1998).